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July 9, 2001

ATTORNEY DOCKET No.: DIVER1230-2

JC997 U.S. PTO
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BOX PATENT APPLICATION

Commissioner for Patents
Washington, DC 20231

Presented for filing is a new continuation-in-part patent application of:

APPLICANTS: Eric Mathur; Edd Lee and Edward Bylina
TITLE: ENZYME HAVING THERMOSTABLE PHOSPHATASE ACTIVITY
AND METHODS OF USE THEREOF

Enclosed are the following papers, including all those required for a filing date under 37 CFR § 1.53(b):

| | |
|------------------------|----|
| Pages of Specification | 75 |
| Pages of Claims | 10 |
| Pages of Abstract | 1 |
| Pages of Declaration | 3 |
| Sheets of Drawing | 15 |

Under 35 USC § 120, this application claims the benefit of prior US application 09/202,681, filed December 23, 1999, which is the National Stage Application of US97/10784 filed June 19, 1997 which claims priority to U.S. Provisional 60/033,752 which was filed June 19, 1996.

"EXPRESS MAIL" Mailing Label Number EL617043885US
Date of Deposit July 9, 2001
I hereby certify under 37 CFR§ 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

Mikhail Bayley
Mikhail Bayley

Gray Cary Ware & Freidenrich LLP

DIVER1230-2

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Page Two

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| Basic filing fee | \$ | 355.00 |
| Total claims in excess of 20: 72 times \$9.00 | \$ | 648.00 |
| Independent claims in excess of 3: 20 times \$40.00 | \$ | 800.00 |
| Multiple dependent claims | \$ | 135.00 |
| Total filing fee: | \$ | 1803.00 |

Please charge any other required fees, **EXCEPT FOR THE FILING FEE**, or credit any overpayments, to Deposit Account No. 50-1355, referencing the Attorney Docket number shown above. A copy of this transmittal letter is attached.

If this application is found to be INCOMPLETE, or if it appears that a telephone conference would helpfully advance prosecution, please telephone the undersigned at (858) 677-1456.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Customer Number 28213.

Respectfully submitted,



Lisa A. Haile, Ph.D

Registration No. 38,347


Date

Enclosures